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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA Commercial Mortgage Company,

USA Capital Realty Advisors, LLC,¹

USA Capital Diversified Trust Deed Fund,
LLC,

USA Capital First Trust Deed Fund, LLC,²

USA Securities, LLC,³
Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**Status And Agenda For May 18, 2009
Hearings filed by USACM Liquidating
Trust**

Hearing Date: May 18, 2009
Hearing Time: 9:30 a.m.

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1
2 **1. Objection to Claim 203 of Mountain West Mortgage Co. in the amount**
3 **of \$2,048,000.00:** 06-10725-lbr, USA Commercial Mortgage Company, Chapter 11

4 **Objection Filed:** Objection to Claim 203 of Mountain West Mortgage Co./Lerin
5 3/13/07 Hills in the amount of \$2,048,000.00 with Certificate of Service
6 filed by ROB CHARLES on behalf of USACM LIQUIDATING
7 TRUST [DE 3078]

8 **Reply Filed:** Reply to *Objection of the USACM Liquidating Trust to Proof of*
9 6/06/07 *Claim File by Lerin Hills LTD (Claim No. 203 & 1279)* Filed by
10 MARJORIE A. GUYMON on behalf of MOUNTAIN WEST
11 MORTGAGE, LLC [DE 3904]

12 **Order Filed:** Order Re: Pre-Trial Matters; Trial; and Settlement Conference.
13 2/24/09 Trial date set for 10/8/2009 and 10/9/2009 at 09:30 AM at LBR-
14 Courtroom 1, Foley Federal Bldg. Pre-Trial Conference set for
15 9/30/2009 at 02:30 PM at LBR-Courtroom 1, Foley Federal Bldg.
16 [DE 6856]

17 **Status** A hearing is set in this matter for June 12, 2009 on the Trust's
18 Application for Order to Show Cause [DE 7080], which may
19 resolve this matter. The Trust will ask to continue this status
20 conference to June 12, 2009 to coincide with the OSC hearing.

21
22 **2. Objection to Claim 1279 of Lerin Hills Ltd:** 06-10725-lbr, USA
23 Commercial Mortgage Company, Chapter 11

24 **Objection filed:** Objection to Claim 1279 of Lerin Hills Ltd with Certificate of
25 3/13/07 Service filed by ROB CHARLES on behalf of USACM
26 LIQUIDATING TRUST [DE 3080]

Status: A hearing is set in this matter for June 12, 2009 on the Trust's
Application for Order to Show Cause [DE 7079], which may
resolve this matter. The Trust will ask to continue this status
conference to June 12, 2009 to coincide with the OSC hearing.

27 **3. Motion for Relief from Stay Property: 964-180-004, 964-180-005, 964**
28 **180-017, 964-180-018, 964-180-019, 964-180-020, 964-180-022, 964 180 023, 964-180-**
29 **024; 964-180-025, 964-180-026, and 964-180-027 to Determine that the Automatic**
30 **Stay Does Not Apply with Respect to Certain Property or, Alternatively, to**
31 **Terminate the Automatic Stay:** 06-10725-lbr, USA Commercial Mortgage Company,
32 Chapter 11

Motion filed: Motion for Relief from Stay Property: 964-180-004, 964-180-005, 964 180-017, 964-180-018, 964-180-019, 964-180-020, 964-180-022, 964 180 023, 964-180-024; 964-180-025, 964-180-026, and 964-180-027 *to Determine that the Automatic Stay Does Not Apply with Respect to Certain Property or, Alternatively, to Terminate the Automatic Stay.* Fee Amount \$150. Filed by AMBRISH S. SIDHU on behalf of TEMECULA PUBLIC FINANCE AUTHORITY [DE 7015]

Response filed: Response *By The USACM Liquidating Trust To the Motion Of Temecula Public Finance Authority To Determine That The Automatic Stay Does Not Apply With Respect To Certain Property Or, Alternative, To Terminate The Automatic Stay* with Certificate of Service Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 7035]

Reply filed: Reply of Temecula Public Finance Authority to the Response of the Trustee of the USACM Liquidating Trust to Motion to Determine (A) that the Automatic Stay Does Not Apply with Respect to Certain Property or, Alternatively, (B) to Terminate the Automatic Stay, and in Further Support of the Motion with Certificate of Service Filed by AMBRISH S. SIDHU on behalf of TEMECULA PUBLIC FINANCE AUTHORITY [DE 7106]

Status Ready for the court to hear argument and render a decision.

4. **Status Hearing:** Adv. 07-01154-lbr, USACM Liquidating Trust v. J.M.K. Investments, Ltd. et al

Order Filed: Order Re Status Hearing. Status hearing for RONI AMID "Only" to be held on 5/18/2009 at 09:30 AM at LBR-Courtroom 1, Foley Federal Bldg. [DE 203]

Status

5. **Status Hearing:** Adv. 08-01132-lbr, USA Capital Diversified Trust Deed Fund LLC v. Fulton

Order filed: Order Continuing Status Hearing. Status hearing to be held on 5/18/2009 at 09:30 AM at LBR-Courtroom 1, Foley Federal Bldg. [DE 53]

Status Counsel is ready to proceed

1 Dated May 14, 2009.

2 **LEWIS AND ROCA LLP**

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4 By: /s/ RC (#6593)
5 Susan M. Freeman, AZ 4199 (*pro hac vice*)
6 Rob Charles, NV 6593
7 John Hinderaker, AZ 18024 (*pro hac vice*)
8 *Counsel for USACM Liquidating Trust*

9 **PROOF OF SERVICE**

10 COPY of the aforementioned sent via e-
11 mail or U.S. First Class Mail on May 14,
12 2009 to the parties listed on Post-Effective
13 Official Service List for Limited Notice
14 No. 5 Dated March 31, 2009.

15 /s/ Carrie Lawrence
16 Carrie Lawrence
17 Lewis and Roca LLP

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